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Attorneys for Plaintiffs,  
 LOUELLA BOREN and LEROY BOREN

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

LOUELLA BOREN and LEROY BOREN,  
  
 Plaintiffs,  
  
 vs.  
  
 J.C. PENNEY CORPORATION, INC.,  
  
 Defendant.

Case No.: C 07-03532 EDL

**STIPULATION OF THE PARTIES  
 TO VACATE AND RESCHEDULE  
 CONTINUED SETTLEMENT  
 CONFERENCE AND ~~Proposed~~  
 ORDER THEREON**

Date: August 19, 2008

Trial Date: December 8, 2008

Pre-trial Conf. Date: November 18, 2008

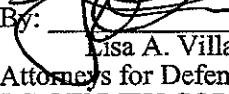
Pursuant to the good faith meet and confer between counsel for the parties, it has been agreed and a stipulation reached that the Further Settlement Conference set for August 19, 2008 be vacated and reset to allow the defense additional time to prepare further settlement authority for the conference. In the interim of the reset Further Settlement Conference, the parties will continue to negotiate informally on their own.

1 The parties have advised Chief Justice Magistrate James Larson's clerk, Wing Hom of the  
 2 requested continuance. The parties have been advised that Chief Magistrate Judge Judge Larson is  
 3 unavailable through the end of September, and the new settlement conference date will be set after  
 4 September 30, 2008. Defense counsel will contact Deputy Clerk Venice E. Thomas upon her return  
 5 on Monday, August 18, to obtain a mutually available date for the conference.

6 SO STIPULATED and respectfully submitted,

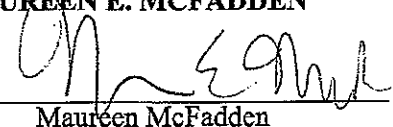
7 Dated: August 15, 2008

**MANNING & MARDER  
 KASS, ELLROD, RAMIREZ LLP**

8  
 9 By:   
 10 Lisa A. Villaseñor  
 11 Attorneys for Defendant,  
 12 J.C. PENNEY CORPORATION, INC.

12 Dated: August 15, 2008

**LAW OFFICES OF  
 MAUREEN E. MCFADDEN**

13  
 14 By:   
 15 Maureen McFadden  
 16 Attorneys for Plaintiffs,  
 17 LOUELLA BOREN and LEROY BOREN

**ORDER**

**IT IS HEREBY ORDERED,**

- 18  
 19 1. That the Further Settlement Conference of August 19, 2008 is vacated:  
 20 2. That the date of the Further Settlement Conference is reset for

21 October 20, 2008 at 2:00 p.m.

22 Dated: August 21, 2008

23 By:   
 24 Chief Magistrate Judge James Larson